

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

Dolina et al.

Serial No. 09/674,492

Filed: November 13, 2000

Int'l Filing Date: May 12, 1999

For: **Diagnosis Of Predisposition To Epilepsy §
And Monitoring Of Anti-Epileptic Treatment§**

Attorney
Docket: 1067/7

Commissioner of Patents and Trademarks
Alexandria, Virginia 22313

PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 CFR 1.137(b)

Sir:

Applicants petition the U.S. Patent and Trademark Office under 37 CFR 1.137(b) to revive the present application.

An office action was mailed November 23, 2001 in the current case. The Applicant was interested in responding to the office action. A response was prepared but inadvertently was not filed.


Only recently, when reviewing their patent cases, did the Applicants realize that he failed to respond to the official action. As a result, they do not have an application for the material filed. They confirmed that they had intended to respond to

the office action and immediately instructed the undersigned to determine whether anything could be done to revive the US patent application. The undersigned informed the Applicant that the instant Petition to Revive was applicable to the fact situation of the instant application. The Response (basically the response prepared in 2002 but reformatted in light of the present USPTO guidelines) and this Petition were immediately prepared, and are filed herewith.

It is apparent that the failure to file a response to the USPTO official action was clearly inadvertent, and that the entire delay in filing from abandonment to the instant filing attached herewith was unintentional. The grant of this petition is respectfully requested.

Authorization to charge my Deposit Account \$750 for this petition and any other charges is hereby granted. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Mark M. Friedman
Attorney for Applicant
Registration No. 33,883

Date: July 24, 2006



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